# EXHIBIT A

## UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF MINNESOTA

SUBPOENA IN A CIVIL CASE

OPTREX AMERICA, INC.			PENDING IN THE U.S. DISTRICT COURT			
v.			FOR THE DISTRICT OF DELAWARE			
НО	ONEYWEL TO:	Mark Gardiner c/o Sto 3M Corporation 3M Center, Building	ephen W. Buckingham, Esq.	CASE NOS. 04-15 (Consolidated)	36 (**	*)/04-1338 (***)
		St. Paul, MN 55144-1	1000		•	
		E COMMANDED to ap the above case.	pear in the United States Distri	ct court at the place,		
PLA	CE OF TESTI	MONY			COURT	ROOM
						AND TIME
Ø	YOU ARE deposition	E COMMANDED to a in the above case.	appear at the place, date, and	time specified belo	w to t	estify at the taking of a
PLA	CE OF DEPO	SITION			DATE.	AND TIME
La:	rson • King, l East Seventh	LLP, 2800 Wells Fargo P St. Saint Paul, MN 5510	lace I		July	7, 2007; 9:00 am
	objects at	the place, date, and ti	produce and permit inspect me specified below (list docum	ments or objects):		
PLA	ICE				DATE .	AND TIME
口	YOU ARE	COMMANDED to pe	rmit inspection of the followin	g premises at the dat	e and t	me specified below.
PRE	MISES		-		DATE .	ND TIME
Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).						
ISSU	JING OFFICER	'S SIGNATURE AND TITLE	(INDICATE IF ATTORNEY FOR PLAIN		DATE	
1991	LIVE OFFICER	U.C. MANAY R'S NAME, ADDRESS AND PI	Attorney for Plaintiff Optrex	America, Inc.	July 9	2007
Ale OB 194	exander E. C LON, SPIVAL 10 Duke Stre	Gasser, Esq. K, MCCLELLAND, MAII	er & Neustadt, P.C.			

PROOF OF SERVICE				
DATE	PLACE			
SERVED				
SERVED ON (PRINT NAME)	MANNER OF SERVICE			
Stephen W. Buckingham, Esq., who has agreed to accept service on behalf of Mark Gardiner	Email, per agreement			
SERVED BY (PRINT NAME)	TITLE			
Alexander E. Gasser	Attorney at law			
	ON OF SERVER			
I declare under penalty of perjury under the laws of t contained in the Proof of Service is true and correct.	he United States of America that the foregoing information			
Executed on				
DATE	SIGNATURE OF SERVER			
	ADDRESS OF SERVER			

Rule 45, Federal Rules of Civil Procedure, Parts C & D:

### (c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS.

- (1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction which may include, but is not limited to, lost earnings and reasonable attorney's fee.
- (2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.
- (B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to comply production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.
- (3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it
  - fails to allow reasonable time for compliance,
  - (ii) requires a person who is not a party or an officer of a

party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that, subject to the provisions of clause (c) (3) (B) (iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or

(iv) subjects a person to undue burden.

#### (B) If a subpoena

 (i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or
 (ii) requires disclosure of an unretained expert's opinion or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or

(iii) requires a person who is not a party or an officer of a party to Incur substantial expense to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in who behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

- (1) A person responding to a subpoer to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.
- (2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.

# EXHIBIT B

1940 Duke Street

Alexandria, VA 22314 (703) 412-6006

## UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF MINNESOTA

			SUBPUENA IN A	CIVI	L CASE
OPTREX AMERICA, INC. v.			PENDING IN THE U.S. DISTRICT COURT FOR THE DISTRICT OF DELAWARE		
HONEYWELL INTERNATIONAL INC., et al.			CASE Nos. 04-1536 (***)/04-1338 (***) (Consolidated)		
TO:	Sanford Cobb c/o Step 3M Corporation 3M Center, Building 2 St. Paul, MN 55144-1				
☐ YOU ARE to testify in	COMMANDED to apply the above case.	pear in the United States Distr	ict court at the place,		
PLACE OF TESTI	MONY			COURT	ROOM
					ND TIME
YOU ARE  ✓ deposition	E COMMANDED to a in the above case.	ppear at the place, date, and	time specified belo	w to t	estify at the taking of a
PLACE OF DEPOS	SITION			DATE.	ND TIME
Larson • King, l	LLP, 2800 Wells Fargo Pl St. Saint Paul, MN 55101	lace		July 1	8, 2007; 9:00 am
YOU ARI □ objects at	E COMMANDED to the place, date, and time	produce and permit inspec me specified below (list docu	ction and copying o ments or objects):	f the f	ollowing documents or
PLACE			· · · · · · · · · · · · · · · · · · ·	DATE.	AND TIME
☐ YOU ARE	COMMANDED to pe	rmit inspection of the following	ng premises at the dat	e and t	me specified below.
PREMISES				DATE.	AND TIME
officers direct	ors, or managing agents	s suit that is subpoenaed for the consense of the person will testify. Fee	nt to testify on its beh	alf, and	may set forth, for each
ISSUING OFFICER	S'S SIGNATURE AND TITLE	(INDICATE IF ATTORNEY FOR PLA	NTIFF OR DEFENDANT)	DATE	
Olexand	UE Hasses	Attorney for Plaintiff Optrex		July 9	, 2007
ISSUING OFFICER	L'S NAME, ADDRESS AND P	HONE NUMBER:			
Alexander E. O OBLON, SPIVA	Gasser, Esq. K, MCCLELLAND, MAII	er & Neustadt, P.C.			

PROOF C	F SERVICE	
DATE	PLACE	
SERVED		
SERVED ON (PRINT NAME)	MANNER OF SERVICE	
Stephen W. Buckingham, Esq., who has agreed to accept service on behalf of Sanford Cobb	Email, per agreement	
SERVED BY (PRINT NAME)	TITLE	
Alexander E. Gasser	Attorney at law	
DECLARATI	ON OF SERVER	
I declare under penalty of perjury under the laws of contained in the Proof of Service is true and correct.	the United States of America that the	e foregoing information
Executed on DATE	SIGNATURE OF SERVER	
	ADDRESS OF SERVER	baselius in the second

Rule 45, Federal Rules of Civil Procedure, Parts C & D:

## (c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS.

- (1) A party or an attorney responsible for the Issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction which may include, but is not limited to, lost earnings and reasonable attorney's fee.
- (2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.
- (B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to comply production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.
- (3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it
  - (i) fails to allow reasonable time for compliance,
  - (ii) requires a person who is not a party or an officer of a

party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that, subject to the provisions of clause (c) (3) (B) (iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or

(iv) subjects a person to undue burden.

### (B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or (iii) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by

(iii) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in who behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

- (1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.
- (2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.

## EXHIBIT C

## UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF MINNESOTA

## SUBPOENA IN A CIVIL CASE

OPTREX AMERICA, INC.

v.

PENDING IN THE U.S. DISTRICT COURT FOR THE DISTRICT OF DELAWARE

HONEYWELL INTERNATIONAL INC., et al.

CASE Nos. 04-1536 (\*\*\*)/04-1338 (\*\*\*) (Consolidated)

Terry Jones c/o Stephen W. Buckingham, Esq. TO:

3M Corporation

	3M Center, Building 2 St. Paul, MN 55144-1	220 000		<b>!</b>	
	YOU ARE COMMANDED to app to testify in the above case.	pear in the United States District court at the place,	date, a	nd time specified below	
PLA	ACE OF TESTIMONY		COURT	ROOM	
			DATE	AND TIME	
Ø	YOU ARE COMMANDED to a deposition in the above case.	ppear at the place, date, and time specified belo	w to t	estify at the taking of a	
PLA	ACE OF DEPOSITION		DATE	AND TIME	
La	rson • King, LLP, 2800 Wells Fargo Pl East Seventh St. Saint Paul, MN 55101	ace	July 1	9, 2007; 9:00 am	
PL	ACE	ne specified below (list documents or objects):	DATE	AND TIME	
	YOU ARE COMMANDED to pe	rmit inspection of the following premises at the dat	e and t	me specified below.	
PRI	EMISES		DATE	AND TIME	
off pe	Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or mo officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for eac person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).				
ISS	UING OFFICER'S SIGNATURE AND TITLE	INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)	DATE		
	DINAMAN & KNAMA	Attorney for Plaintiff Optrex America, Inc.	July 9	, 2007	
ISS	UING OFFICER'S NAME, ADDRESS AND P	HONE NUMBER:			
OI 19	lexander E. Gasser, Esq. BLON, SPIVAK, MCCLELLAND, MAII 40 Duke Street				

(See Rule 45, Federal Rules of Civil Procedure, Parts C & D on next page)

		;
	OF SERVICE	
DATE	PLACE	
SERVED		
SERVED ON (PRINT NAME)	MANNER OF SERVICE	
Stephen W. Buckingham, Esq., who has agreed to accept		:
service on behalf of Terry Jones	Email, per agreement	
SERVED BY (PRINT NAME)	TITLE	
	Attorney at law	
Alexander E. Gasser		
DECLARAT	ION OF SERVER	
I declare under penalty of perjury under the laws of contained in the Proof of Service is true and correct.	the United States of America that the	he foregoing information
Executed on		
DATE	SIGNATURE OF SERVER	
	ADDRESS OF SERVER	
Rule 45, Federal Rules of Civil Procedure, Parts C & D:	party to travel to a place more than 100 person resides, is employed or regularly	miles from the place where that transacts business in person.
( ) PROTECTION OF REDCONG GURIECT TO SURPORNAS	except that, subject to the provisions of	ause (c) (3) (B) (iii) of this rule,

### (c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS.

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- (2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.
- (B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to comply production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.
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  - requires a person who is not a party or an officer of a

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subjects a person to undue burden. (iv)

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(ii) requires disclosure of an unretained expert's opinion or

information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or

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party to incur substantial expense to travel more than 100 miles to
attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in who behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue

hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon spedified conditions.

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- (2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.

# EXHIBIT D

## UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF MINNESOTA

SUBPOENA IN A CIVIL CASE

	SUBTOEMAINA	CIVILLO		
OPTREX AMERICA, INC. v.	PENDING IN THE U.S. DISTRICT COURT FOR THE DISTRICT OF DELAWARE			
HONEYWELL INTERNATIONAL INC., et al.	CASE NOS. 04-15 (Consolidated)	36 (***)/04	**)/04-1338 (***)	
TO: 3M Company, c/o Stephen W. Buckingham, Es 3M Center, Building 220 St. Paul, MN 55144-1000	q.			
☐ YOU ARE COMMANDED to appear in the United States I to testify in the above case.	District court at the place,			
PLACE OF TESTIMONY		COURTROO	M	
		DATE AND T	IME	
YOU ARE COMMANDED to appear at the place, date, deposition in the above case.  Per Fed. R. Civ. P. 30(b)(6), the matters on which 3M is to the second secon			at the taking of a	
PLACE OF DEPOSITION		DATE AND T	TME	
TEL TER 2000 Wells Force Disco.			07; 9:00 am	
YOU ARE COMMANDED to produce and permit in objects at the place, date, and time specified below (list o	spection and copying of documents or objects):	f the follov	ving documents or	
PLACE		DATE AND T	TME	
☐ YOU ARE COMMANDED to permit inspection of the following	owing premises at the dat	1		
PREMISES		DATE AND T	IME	
Any organization not a party to this suit that is subpoenaed for officers, directors, or managing agents, or other persons who coperson designated, the matters on which the person will testify.	onsent to testify on its behavior of Civil Property of Civil Prope	alf, and may ocedure, 30	set forth, for each	
ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR	PLAINTIFF OR DEFENDANT)	DATE		
Clustill E State Attorney for Plaintiff Op	otrex America, Inc.	July 9, 200	)7	
ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER:				
Alexander E. Gasser, Esq. OBLON, SPIVAK, McClelland, Maier & Neustadt, P.C. 1940 Duke Street Alexandria, VA 22314 (703) 412-6006				

PROOF O	F SERVICE	
DATE	PLACE	
SERVED		
SERVED ON (PRINT NAME)	MANNER OF SERVICE	
Stephen W. Buckingham, Esq., who has agreed to accept	E	
service on behalf of 3M Company	Email, per agreement	
SERVED BY (PRINT NAME)	TITLE	
Alexander E. Gasser	Attorney at law	
	ON OF SERVER	
I declare under penalty of perjury under the laws of t contained in the Proof of Service is true and correct.	the United States of America that the	e foregoing information
Executed on		
DATE	SIGNATURE OF SERVER	
	ADDRESS OF SERVER	
The state of the s	party to travel to a place more than 100 m	lles from the place where that

Rule 45, Federal Rules of Civil Procedure, Parts C & D:

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- (3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it
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  - requires a person who is not a party or an officer of a

person resides, is employed or regularly transacts business in person, except that, subject to the provisions of clause (c) (3) (B) (iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

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(ii) requires disclosure of an unretained expert's opinion or

(ii) requires disclosure of an unretained experts opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or (iii) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in who behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be pitherwise met without undue handeling and assures that the person to whom the subpoena is hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon spedified conditions.

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## ATTACHMENT A TO SUBPOENA OF 3M

## **Definitions**

- A. "3M" shall mean 3M Company, its officers, directors, employees, partners, agents, corporate parents, subsidiaries, affiliates and predecessors.
- B. "Privacy Products" includes privacy filters, louvers, or louvered light control films developed, manufactured, or sold by 3M for use with electronic displays.
- C. "Bias" means rotation of one or more filters, films or lens sheets with respect to the electronic display.

## **Topics**

- 1. The physical structure and arrangement of Privacy Products prior to July 9, 1992.

  This includes, but is not limited to the bias of the Privacy Product elements, the functionality and intended problem(s) meant to be solved by such bias and whether and when such Privacy Products were offered to the public cut at a predetermined bias prior to July 9, 1992.
- 2. Marketing, advertising, recommendations, and instructions, prior to July 9, 1992 regarding Privacy Products, including, but not limited to statements regarding the rotation of Privacy Products that were not cut at a bias.
- 3. The intended and actual use of Privacy Products prior to July 9, 1992, including, but not limited to efforts to reduce Moiré interference by biasing the Privacy Products.
- 4. Confirmation that the Privacy Products were offered to and sold to the public prior to July 9, 1992.